

APR. 7. 2006 1:51PM

NO. 561 P. 1

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Name: Examiner Gabel Firm: U.S. Patent and Trademark  
Office, Group 1641  
FAX #: 571-273-0820 Telephone #: 571-272-0820

**FROM**

Name: Dean L. Fanelli, Ph.D. Floor: 3  
Operator Sending: Telephone # 202.739.5656  
FAX #: 877.432.9652 Date Sent: April 7, 2006 No of Pages: 3  
(including cover page)

**FAX MESSAGE**

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**COMMENTS**

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NO. 561

P. 2

APR 07 2006

PATENT  
Attorney Docket No. 061612-0015

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

*In re* Application of:

Lars Reinhardt Haaheim

Confirmation No.: 8212

Serial No.: 10/009,685

Group Art: 1641

Filed April 23, 2002

Examiner: G. GABEL

For: ASSAY FOR DETERMINING  
THE PRESENCE OR AMOUNT  
OF NEWLY SYNTHESIZED  
ANTIBODIES

**REQUEST TO REMOVE NOTICE OF APPEAL FROM THE  
RECORD OF THE ABOVE-IDENTIFIED PATENT APPLICATION**

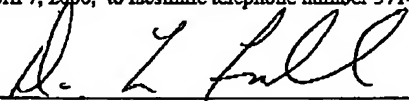
U.S. Patent and Trademark Office  
Customer Window, Mail Stop Amendment  
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Alexandria, VA 22314

Sir:

Applicant would first like to thank Examiner Gabel for the courtesy extended to attorney for Applicant, Dean L. Fanelli, during a telephone conference dated April 7, 2006. Applicant respectfully requests removal of the Notice of Appeal, which was inadvertently filed in the above-referenced patent application on April 4, 2004 in conjunction with an Amendment under 37 C.F.R. § 1.111. Applicant certifies that the Notice of Appeal was inadvertently filed and is in fact improper because the claims have only been examined once on the merits. Based on the telephone conference, Examiner Gabel stated that as of the date of this Request, the Notice of Appeal had not yet been entered into the record; therefore, Examiner Gabel would attempt to

**CERTIFICATION OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. 1.6(a)**

I hereby certify that this paper is being filed with the United States Patent and Trademark Office by facsimile transmission on April 7, 2006, to facsimile telephone number 571-273-0820.

 4-7-06  
Dean L. Fanelli (Reg. No.) 48,907

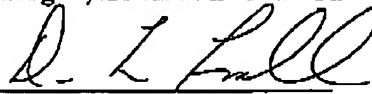
1-WA/2550878.1

remove the Notice of Appeal prior to its entry into the record of this case. However, in the event that the Notice of Appeal has been entered, Applicant hereby Petitions to Expunge the Notice of Appeal from the file history and to correct the record, and return of the Notice of Appeal is respectfully requested.

No fee is believed to be due for this submission if the Notice of Appeal is removed prior to entry into the record of this case. However, should the Patent Office determine otherwise, please charge the required fee to Morgan, Lewis & Bockius LLP Deposit Account 50-0310.

Dated: April 7, 2006  
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Respectfully submitted,  
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Dean L. Fanelli  
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Enclosures

1-WA/2550878.1